FARAD CONTINUATION SHEET No.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE SIDE**

**CRIMINAL WRIT PETITION NO.1221 OF 2005**

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Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's orders

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Shri N.V. Pradhan with S.D. Khot for the Petitioner

Shri B.M.Mehta, APP for State.

**CORAM : V.G.PALSHIKAR & V.C. DAGA,JJ.**
**DATED : 14TH JUNE, 2005**
**P.C.**

. The Petitioner had earlier approached this Court with a request to quash the proceedings on the ground of inordinate delay.

2. In view of the fact that effective alternate remedy of approaching the trial Court was available, the said petition was allowed to be withdrawn. Accordingly an application was moved for discharge on the ground of delay before the appropriate Trial Court. However, as the application was pending over a year and half it was withdrawn and this petition is filed. We see no reason why the application was withdrawn. However, we direct the Petitioner to file the

application again and direct the trial Court Judge to decide the application within two months from the presentation of the application before his Court. With this direction the petition is disposed of. All contentions raised in this petition shall remain open for being raised before the trial Court.

**(V.G. PALSHIKAR, J.)**

**(V.C. DAGA, J.)**